

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Liam Scanlan et al. Confirmation No. 2154
Serial No. 10/790,955 Group Art Unit: 2162
Filed: March 1, 2004 Examiner: Jean Corrielus
Title: A METHOD FOR VISUALIZING DATA BACKUP ACTIVITY FROM A
PLURALITY OF BACKUP DEVICES

Certificate of Transmission Under 37 CFR 1.8

I hereby certify that this correspondence is being transmitted via electronic submission, attention Mail Stop: Issue Fee,
Commissioner for Patents, Alexandria, VA 22313-1450 on:

January 12, 2009

/Timothy W. Lohse/

Timothy W. Lohse

RESPONSE TO NOTICE OF DRAWING INCONSISTENCY WITH SPECIFICATION

M/S: Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

Sir:

In response to the Notice of Drawing Inconsistency with Specification of December 19, 2008, the following documents are enclosed to complete the filing of the above-referenced patent application:

1. Response to Notice of Drawing Inconsistency with specification (1 pg.)
2. Copy of Notice to Notice of Drawing Inconsistency with specification (1 pg.);
3. Transmittal of Formal Drawings (1 pg.); and
4. 8 drawing sheets

Applicant inadvertently submitted Fig. 9 and has now removed Fig. 9 so that the formal drawings now consist of Figs. 1-8 as consistent with the specification.

The Commissioner is authorized to charge any deficiencies in fees and credit any overpayment of fees to Deposit Account No. 07-1896.

Respectfully submitted,
DLA PIPER LLP (US)

Dated: January 12, 2009

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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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EXAMINER

CORRIELUS, JEAN M

ART UNIT	PAPER NUMBER
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2162

MAIL DATE	DELIVERY MODE
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12/19/2008

PAPER

NOTICE OF DRAWING INCONSISTENCY WITH SPECIFICATION

The drawings filed 2-6-08 have been received. However, an inconsistency exists between the drawings and the Brief Description of the Drawings in the specification.

Figures _____ are listed in the Brief Description of the Drawings in the specification but not contained in the Drawings.

Figures 9 are contained in the Drawings but not listed in the Brief Description of the Drawings in the specification.

Applicant is required to correct the above-noted inconsistency within a time period of **ONE MONTH or THIRTY (30) DAYS, whichever is longer**, from the mailing date of this Notice, or within the time remaining in the time period set forth in the Notice of Allowability (Form PTOL-37) to file corrected drawings, whichever is longer. **NO EXTENSION OF THIS TIME PERIOD MAY BE GRANTED UNDER EITHER 37 CFR 1.136 (a) OR (b).**

Failure to correct the above noted inconsistency will result in abandonment of the application.

The file will be held in the Publishing Division to await the correction of the inconsistency.

Return Corrected Drawings/Specification to:

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571-272-4200 or 1-888-786-0101

Application Assistance Unit
Office of Data Management